

AMENDED IN SENATE AUGUST 4, 2014

AMENDED IN SENATE JUNE 2, 2014

AMENDED IN ASSEMBLY APRIL 24, 2014

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## ASSEMBLY BILL

**No. 2102**

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**Introduced by Assembly Member Ting**  
*(Coauthors: Assembly Members Ammiano and Skinner)*

February 20, 2014

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An act to amend Section 2717 of, and to add Sections 2852.5, 3518.1, 3770.1, and 4506 to, the Business and Professions Code, relating to healing arts.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2102, as amended, Ting. Licensees: data collection.

Existing law requires the Board of Registered Nursing, the Physician Assistant Board, the Respiratory Care Board of California, and Board of Vocational Nursing and Psychiatric Technicians of the State of California to regulate and oversee the practice the healing arts within their respective jurisdictions.

This bill would require these boards to collect and report specific demographic data relating to its licensees, subject to a licensee's discretion to report his or her race or ethnicity, to Office of Statewide Health Planning and Development. The bill would require these boards to collect this data at least biennially, at the times of both issuing an initial license and issuing a renewal license.

~~This bill would also delete an obsolete provision.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. The Legislature finds and declares the following:  
2     (a) The Office of Statewide Health Planning and Development  
3     prepares an annual report to the Legislature on the gaps in the  
4     health care workforce in California.  
5     (b) The Employment Development Department's Labor Market  
6     Information Division and state licensing boards share data with  
7     the Office of Statewide Health Planning and Development.  
8     (c) All regulatory boards collect information about their  
9     licensees through the licensing process.  
10    (d) California's regulated health professions collect information  
11    that is often limited and not always regularly updated.  
12    (e) The information collected is inconsistent among the various  
13    regulatory agencies using different definitions and categories.  
14    (f) The collection of demographic data on certain allied health  
15    professions will allow for the consistent determination of  
16    geographic areas in the state where there are shortages of health  
17    care workers with cultural and linguistic competency.  
18    SEC. 2. Section 2717 of the Business and Professions Code is  
19    amended to read:  
20    2717. (a) The board shall collect and analyze workforce data  
21    from its licensees for future workforce planning. The board may  
22    collect the data at the time of license renewal or from a  
23    scientifically selected random sample of its licensees. The board  
24    shall produce reports on the workforce data it collects, at a  
25    minimum, on a biennial basis. The board shall maintain the  
26    confidentiality of the information it receives from licensees under  
27    this section and shall only release information in an aggregate form  
28    that cannot be used to identify an individual. The workforce data  
29    collected by the board shall include, at a minimum, employment  
30    information such as hours of work, number of positions held, time  
31    spent in direct patient care, clinical practice area, type of employer,  
32    and work location. The data shall also include future work  
33    intentions, reasons for leaving or reentering nursing, job satisfaction  
34    ratings, and demographic data.

1 (b) Aggregate information collected pursuant to this section  
2 shall be placed on the board's Internet Web site.

3 (c) (1) Notwithstanding subdivision (a), the board shall collect,  
4 at least biennially, at the times of both issuing an initial license  
5 and issuing a renewal license, all of the following data on nurses  
6 licensed under this chapter:

7 (A) Location of practice, including city, county, and ZIP Code.

8 (B) Race or ethnicity, subject to paragraph (3).

9 (C) Gender.

10 (D) Languages spoken.

11 (E) Educational background.

12 (F) *Classification of primary practice site among the types of*  
13 *practice sites specified by the board, including, but not limited to,*  
14 *clinic, hospital, managed care organization, or private practice.*

15 (2) The board shall annually provide the data collected pursuant  
16 to paragraph (1) to the Office of Statewide Health Planning and  
17 Development in a manner directed by the office that allows for  
18 inclusion of the data into the annual report required by Section  
19 128052 of the Health and Safety Code.

20 (3) A licensee may, but is not required to, report his or her race  
21 or ethnicity to the board.

22 (d) The board is authorized to expend the sum of one hundred  
23 forty-five thousand dollars (\$145,000) from the Board of  
24 Registered Nursing Fund in the Professions and Vocations Fund  
25 for the purpose of implementing this section.

26 SEC. 3. Section 2852.5 is added to the Business and Professions  
27 Code, to read:

28 2852.5. (a) The board shall collect, at least biennially, at the  
29 times of both issuing an initial license and issuing a renewal  
30 license, all of the following data on vocational nurses licensed  
31 under this chapter:

32 (1) Location of practice, including city, county, and ZIP Code.

33 (2) Race or ethnicity, subject to subdivision (c).

34 (3) Gender.

35 (4) Languages spoken.

36 (5) Educational background.

37 (6) *Classification of primary practice site among the types of*  
38 *practice sites specified by the board, including, but not limited to,*  
39 *clinic, hospital, managed care organization, or private practice.*

(b) The board shall annually provide the data collected pursuant to subdivision (a) to the Office of Statewide Health Planning and Development in a manner directed by the office that allows for inclusion of the data into the annual report required by Section 128052 of the Health and Safety Code.

(c) A licensee may, but is not required to, report his or her race or ethnicity to the board.

SEC. 4. Section 3518.1 is added to the Business and Professions Code, to read:

3518.1. (a) The board shall collect, at least biennially, at the times of both issuing an initial license and issuing a renewal license, all of the following data on physician assistants licensed under this chapter:

(1) Location of practice, including city, county, and ZIP Code.

(2) Race or ethnicity, subject to subdivision (c).

(3) Gender.

(4) Languages spoken.

(5) Educational background.

(6) *Classification of primary practice site among the types of practice sites specified by the board, including, but not limited to, clinic, hospital, managed care organization, or private practice.*

(b) The board shall annually provide the data collected pursuant to subdivision (a) to the Office of Statewide Health Planning and Development in a manner directed by the office that allows for inclusion of the data into the annual report required by Section 128052 of the Health and Safety Code.

(c) A licensee may, but is not required to, report his or her race or ethnicity to the board.

SEC. 5. Section 3770.1 is added to the Business and Professions Code, to read:

3770.1. (a) The board shall collect, at least biennially, at the times of both issuing an initial license and issuing a renewal license, all of the following data on respiratory therapists licensed under this chapter:

(1) Location of practice, including city, county, and ZIP Code.

(2) Race or ethnicity, subject to subdivision (c).

(3) Gender.

(4) Languages spoken.

(5) Educational background.

1     (6) *Classification of primary practice site among the types of*  
2     *practice sites specified by the board, including, but not limited to,*  
3     *clinic, hospital, managed care organization, or private practice.*

4     (b) The board shall annually provide the data collected pursuant  
5     to subdivision (a) to the Office of Statewide Health Planning and  
6     Development in a manner directed by the office that allows for  
7     inclusion of the data into the annual report required by Section  
8     128052 of the Health and Safety Code.

9     (c) A licensee may, but is not required to, report his or her race  
10    or ethnicity to the board.

11    SEC. 6. Section 4506 is added to the Business and Professions  
12    Code, to read:

13    4506. (a) The board shall collect, at least biennially, at the  
14    times of both issuing an initial license and issuing a renewal  
15    license, all of the following data on psychiatric technicians licensed  
16    under this chapter:

17    (1) Location of practice, including city, county, and ZIP Code.

18    (2) Race or ethnicity, subject to subdivision (c).

19    (3) Gender.

20    (4) Languages spoken.

21    (5) Educational background.

22    (6) *Classification of primary practice site among the types of*  
23    *practice sites specified by the board, including, but not limited to,*  
24    *clinic, hospital, managed care organization, or private practice.*

25    (b) The board shall annually provide the data collected pursuant  
26    to subdivision (a) to the Office of Statewide Health Planning and  
27    Development in a manner directed by the office that allows for  
28    inclusion of the data into the annual report required by Section  
29    128052 of the Health and Safety Code.

30    (c) A licensee may, but is not required to, report his or her race  
31    or ethnicity to the board.